

SOMACH SIMMONS & DUNN  
A Professional Corporation  
STUART L. SOMACH, ESQ. (SBN 90959)  
MAXIMILIAN C. BRICKER, ESQ. (SBN 350150)  
500 Capitol Mall, Suite 1000  
Sacramento, CA 95814  
Telephone: (916) 446-7979  
Facsimile: (916) 446-8199  
[ssomach@somachlaw.com](mailto:ssomach@somachlaw.com)  
[mbricker@somachlaw.com](mailto:mbricker@somachlaw.com)

MICHAEL W. DAUGHERTY, ESQ. (Co. Bar 49074)  
*Pro Hac Vice* Forthcoming  
RAMSEY L. KROPF, ESQ. (Co. Bar 21528)  
*Pro Hac Vice* Forthcoming  
1155 Canyon Blvd., Suite 110  
Boulder, CO 80302  
Telephone: (916) 446-7979  
Facsimile: (916) 446-8199  
[mdaugherty@somachlaw.com](mailto:mdaugherty@somachlaw.com)  
[rkropf@somachlaw.com](mailto:rkropf@somachlaw.com)

Attorneys for [PROPOSED] Plaintiff-Intervenor  
YUHA AVIATAM OF SAN MANUEL NATION,  
a federally recognized Indian tribe, also federally  
recognized as SAN MANUEL BAND OF MISSION INDIANS

**UNITED STATES DISTRICT COURT**  
**FOR THE CENTRAL DISTRICT OF CALIFORNIA**  
**EASTERN DIVISION – RIVERSIDE**

BLUETRITON BRANDS, INC.,

Plaintiff,

v.

UNITED STATES FOREST SERVICE,

RANDY MOORE, in his official  
capacity as Chief of the U.S. Forest  
Service,

CHRISTOPHER FRENCH, in his  
official capacity as Deputy Chief for the  
National Forest System of the U.S. Forest  
Service,

JENNIFER EBERLEIN, in her official  
capacity as Regional Forester for the  
Pacific Southwest Region of the  
U.S. Forest Service.

Case No.: 2:24-cv-09720-JGB-DTB

**[PROPOSED] PLAINTIFF-  
INTERVENOR YUHA AVIATAM  
OF SAN MANUEL NATION'S  
AMENDED NOTICE OF MOTION  
TO INTERVENE AND MOTION  
FOR PRELIMINARY  
INJUNCTION**

Hearing Date: January 13, 2025

Hearing Time: 9:00 AM

Courtroom: 1

Judge: Hon. Jesus G. Bernal

Action Filed: August 6, 2024

1 DANELLE HARRISON, in her official  
2 capacity as Forest Supervisor of the San  
3 Bernardino National Forest of the  
4 U.S. Forest Service,

5 MICHAEL NOBLES, in his official  
6 capacity as Front Country District Ranger  
7 of the U.S. Forest Service,

8 Defendants.

9 YUHA AVIATAM OF SAN MANUEL  
10 NATION, a federally recognized Indian  
11 tribe, also federally recognized as SAN  
12 MANUEL BAND OF MISSION  
13 INDIANS,

14 [PROPOSED] Plaintiff-Intervenor.

15 TO ALL PARTIES AND THEIR ATTORNEYS:

16 PLEASE TAKE NOTICE that on Monday, January 13, 2025, at 9:00 a.m., or as  
17 soon thereafter as the matter may be heard, in Courtroom 1, at the above-entitled  
18 Court, located at 3470 Twelfth Street, Riverside, California, the Yuhaaviatam of San  
19 Manuel Nation, a federally recognized Indian tribe, also federally recognized as the  
20 San Manuel Band of Mission Indians (the “Nation”), will move this Court for an order  
21 granting leave to intervene in this matter as a Plaintiff-Intervenor, pursuant to Federal  
22 Rules of Civil Procedure Rule 24(a)(2) or, alternatively, Rule 24(b), and if, granted,  
23 will move this Court for an order, pursuant to Rule 65, preliminarily enjoining  
24 Defendants from enforcing the July 26, 2024 “Notice of Denial of Application for Use  
25 and Occupancy of National Forest Lands; Termination of Special Use Permit  
26 FCD728503” (ECF No. 1-1), as it pertains to the delivery of the water by Plaintiff  
27 BlueTriton Brands, Inc. to the Nation for use at the Arrowhead Springs property.

28 ///

///

///

///

///

1 This notice is filed in accordance with the Order Shortening Time for Hearing  
2 on Yuhaaviatam of San Manuel Nation's Motion to Intervene and Motion for  
3 Preliminary Injunction. *See* ECF No. 68.

4 Respectfully submitted,

5 SOMACH SIMMONS & DUNN

6 Dated: January 6, 2025

By s/ Stuart L. Somach

7 Stuart L. Somach (SBN 90959)  
8 Maximilian C. Bricker (SBN 350150)  
9 Attorneys for [Proposed] Plaintiff-Intervenor  
10 YUHA AVIATAM OF SAN MANUEL  
11 NATION, a federally recognized Indian tribe,  
12 also federally recognized as SAN MANUEL  
13 BAND OF MISSION INDIANS  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

SOMACH SIMMONS & DUNN  
A Professional Corporation